



01-18-05

1616

Attorney's Docket No.: 13681-003002

JTE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Choi et al. Art Unit : 1616  
Serial No. : 10/053,535 Examiner : Frank I. Choi  
Filed : January 15, 2002  
Title : CARBON MONOXIDE AS A BIOMARKER AND THERAPEUTIC AGENT

**Mail Stop Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Notice of Non-Compliant Amendment mailed December 14, 2004 (a copy of which is enclosed), applicants submit herewith a replacement "Amendments to the Claims" section for applicants' Amendment filed September 1, 2004. In the replacement section, claims 73 and 74 are properly identified as "Previously Presented" rather than "Currently Amended." Further, claims 43 to 47 and 50 are identified as "Currently Amended" rather than "Presently Amended."

No fee is believed to be due. However, please apply any charges or credits to deposit account 06-1050, referencing Attorney Docket No. 13681-003002.

Respectfully submitted,

Date: \_\_\_\_\_

1/14/05

Todd E. Garcia, Ph.D.  
Reg. No. 54,112

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21009788.doc

## CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. \_\_\_\_\_

EV 411826671 US

Date of Deposit \_\_\_\_\_

January 14, 2005